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9 PARKRIDGE LIMITED and MABEL
10 MAK,

11 Plaintiffs,

12 v.

13 INDYZEN, INC. and PRAVEEN NARRA
14 KUMAR,

15 Defendants.

16 Case No. 16-cv-07387-JSW

17 **ORDER DENYING MOTION TO
18 ENTER EARLY JUDGMENT
19 PURSUANT TO FEDERAL RULE OF
20 CIVIL PROCEDURE 54(B)**

21 Re: Dkt. No. 199

22 Now before the Court is the motion filed by Defendants Indyzen, Inc. and Praveen Narra
23 Kumar to enter early judgment on the arbitration award pursuant to Federal Rule of Civil
24 Procedure 54(b). Under Rule 54(b), when an action presents more than one claim for relief, a
25 district court may, in its discretion, “direct the entry of a final judgment as to one or more, but
26 fewer than all, claims upon determination that ‘there is no just reason for delay.’” *Curtiss-Wright*
27 *Corp. v. Gen. Elec. Co.*, 446 U.S. 1, 10 (1980). A disposition is considered final where there has
28 been a decision upon a cognizable claim for relief and it is “an ultimate disposition of an
individual claim entered in the course of a multiple claims action.” *Id.* at 6-7. Once juridical
concerns have been met, the discretionary decision of the district court should be given substantial
deference because the court is “the one most likely to be familiar with the case and with any

1 justifiable reasons for delay.” *Sears Roebuck and Co. v. Mackey*, 76 S. Ct. 895, 901 (1956).

2 Here, Indyzen requests that the Court exercise its discretion to enter judgment pursuant to
3 Rule 54(b) of the claims adjudicated in arbitration. However, because the damages element of the
4 claim for breach of contract has not been resolved and because the trial regarding that element is
5 forthcoming, the Court declines to enter judgment early on the remainder of the claims adjudicated
6 in arbitration. Accordingly, the Court DENIES Indyzen’s motion.

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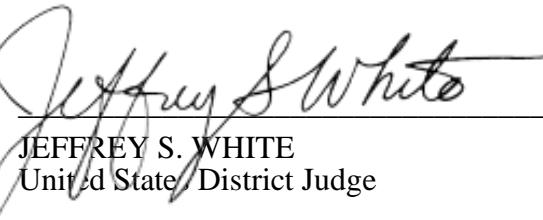
IT IS SO ORDERED.

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Dated: January 21, 2022

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JEFFREY S. WHITE
United States District Judge

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